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6 UNITED STATES DISTRICT COURT  
7 WESTERN DISTRICT OF WASHINGTON  
8 AT SEATTLE

9 AXEL CRESPO-GUTIERREZ,

10 Plaintiff,

11 v.

12 U.S. CITIZENSHIP AND IMMIGRATION  
13 SERVICES, *et al.*,

14 Defendants.  
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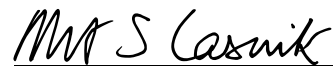
Case No. C17-1406RSL

ORDER

16 This matter comes before the Court on plaintiff's "Motion for Clarification for Purposes  
17 of Appeal." Dkt. # 39. Plaintiff moves the Court for clarification of a purported dismissal order  
18 that plaintiff claims was entered as Dkt. # 33 on July 13, 2018. This reflects a Notice of Appeal  
19 that plaintiff filed on August 6, 2018, purporting to appeal "this district court's order dated: July  
20 13, 2018." See Dkt. # 34. Plaintiff's confusion—and the Ninth Circuit's dismissal of his  
21 appeal—may stem from the fact that the Court did not enter an order on July 13, 2018, much  
22 less a dismissal. On the docket, Dkt. # 33 (which was entered on July 13, 2018) is a Reply filed  
23 by the United States in the briefing on its Motion to Dismiss.

24 After plaintiff filed the Notice of Appeal, the Court did in fact dismiss his case in an  
25 Order and Judgment entered September 5, 2018. See Dkts. ## 37, 38. That Judgment terminated  
26 the case and is a final decision appealable to the Ninth Circuit. See James v. Price Stern Sloan,  
27 Inc., 283 F.3d 1064, 1070 (9th Cir. 2002). The Court notes that plaintiff has 60 days from the  
28 entry of the Order and Judgment to file a notice of appeal. See Fed. R. App. P. 4(a)(1)(B).

1 DATED this 12th day of September, 2018.

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4 Robert S. Lasnik  
5 United States District Judge  
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